

ORDINANCE NO. 20-101

INTRODUCED BY:_____ **DATE:**_____

ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE AND DELIVER AN AGREEMENT WITH SENECA COUNTY, OHIO REGARDING THE DEVELOPMENT OF SEWERS OUTSIDE OF THE CITY OF TIFFIN IN THE TOWNSHIPS OF CLINTON, EDEN AND HOPEWELL, AND DECLARING AN EMERGENCY.

WHEREAS, pursuant to Sections 6117.01 and 6117.06 of the Revised Code, the Seneca County's Board of County Commissioners (the "Board") has (i) established the Seneca County Sewer District (the "District") comprised of all of the area of Seneca County outside of municipal corporations for the purpose of preserving and promoting the public health and welfare in the District and (ii) caused a general plan of sewerage and sewage disposal for the District (the "General Plan") to be prepared; and

WHEREAS, the territory of the District includes all of the area of the Townships of Clinton, Eden and Hopewell (the "CEH Service Area"); and

WHEREAS, the City of Tiffin, Ohio (the "City") owns and operates a sanitary sewer system serving users within its corporate limits and a portion of the CEH Service Area; and

WHEREAS, the City and the Seneca County (the "County") along with the Townships of Clinton, Eden and Hopewell have determined it is necessary to provide sanitary sewer service in the CEH Service Area in order to promote the public health and welfare and development within that Area; and

WHEREAS, the City and County have determined for those purposes to cooperate in the construction of sanitary sewerage facilities and the provision of sanitary sewer service in the CEH Service Area; and

WHEREAS, on September 28, 1999, the City and County entered into an agreement setting forth their respective rights and obligations with respect to the construction, operation, maintenance, repair and replacement of sanitary sewerage facilities in the CEH Service Area, the conveyance of wastewater from the CEH Service Area to the City's wastewater treatment plant, and the use of that plant for the treatment of wastewater from the CEH Service Area; and

WHEREAS, the City and County now wish to extend the Agreement for a twenty (20) year term (the "Extension"); and

WHEREAS, the County, acting under authority of Revised Code Chapter 6117 and Sections 307.15 et seq., and the City, acting under authority of those statutory provisions, its Charter and Article XVIII of the Ohio Constitution, are fully empowered to enter into said Extension for this purpose.

WHEREAS, contemporaneously with the execution and delivery of this Extension, the City contemplates entering into agreements with the County and each of the Townships of Clinton, Eden and Hopewell concerning the annexation of land from the respective Townships to the City from time to time and the City's sharing of certain tax revenues from areas annexed from time to time with the Township from which they are annexed.

THE COUNCIL OF THE CITY OF TIFFIN, OHIO THEREFORE ORDAINS:

Section 1: The Mayor is authorized, on behalf of the City of Tiffin, Ohio, to execute and deliver an Extension of an Agreement Regarding Sanitary Sewers with Seneca County, Ohio. The form of the Extension of the Agreement is attached hereto and marked Exhibit A.

Section 2: Council declares this to be an emergency because the public peace, health, welfare and safety require this Ordinance take effect at the earliest time allowed by Sec. 4.07(A), Tiffin City Charter, the reason being: To resolve issues regarding the

development of sewers outside the City which will provide for the economic development of the Tiffin community.

Authenticated:

____ and _____
President of Council Clerk of Council

____ Date _____ Date

Approved by:

____ Date _____
Mayor

Effective date:_____

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